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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/863,722	05/23/2001	John R. Martin	10527US16	2165

  

EXAMINER	
JABR, FADEY S	

  

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3628	

  

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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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MAILED FROM  
DIRECTORS OFFICE  
NOV 3 2008  
TECHNOLOGY CENTER

In re Application of :  
Martin et al : DECISION ON PETITION  
Application No. 09/863,722 : UNDER 37 CFR §1.59  
Filed: May 23, 2001 :  
For: IMPROVED COMPUTER JUKEBOX :  
AND JUKEBOX NETWORK :

This is a decision on the petition under 37 CFR 1.59(b), filed September 18 2007 to expunge information from the above identified application.

The petition is **GRANTED**.

Pursuant to 37 C.F.R. § 1.59, the Applicants respectfully request that the references listed in the Supplemental Information Disclosure Statement (IDS), filed September 18, 2007 and the May 31, 2007 deposition transcript of Dr. David Neuhoff and the June 13, 2007 deposition transcript of Dr. David Anderson that discuss these confidential documents be expunged if found *not* to be important to a reasonable examiner in deciding whether to allow the application to issue as a patent. The references identified in the IDS filed August 13, 2007 include documents that have been designated as "CONFIDENTIAL" and used as exhibits during the depositions of David Neuhoff and David Anderson. The transcripts of the Neuhoff and Anderson depositions were submitted in an August 9, 2007 Supplemental Information Disclosure Statement, along with exhibits that had not been designated as "Confidential".

Applicant also states that, upon information and belief, the information to be expunged is subject to a protective order, and that the information has not been otherwise made public.

The information in question has been determined by the undersigned to not be material to the examination of the instant application.

The requested material has been expunged. However, the information will not be returned to the applicant. The obligation to return documents was removed from 37 CFR 1.59 (June 30, 2003 Fed Register, Vol 68, No. 125, 38613).

Any questions regarding this letter should be directed to John Hayes at (571) 272-6708.

  
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Wynn Coggins, Director  
Technology Center 3600  
(571)272-5350

jh/wc: 10/28/08

*W*